

*Handwritten initials and signature.*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mitchell P. Fink, Luis Ulloa, Kevin J. Tracey and Russell L. Delude  
Application No.: 10/662,975 Group: 1614  
Filed: September 15, 2003 Examiner: Raymond J. Henley, III  
Confirmation No.: 2253  
For: METHOD OF USING PYRUVATE AND/OR ITS DERIVATIVES  
FOR THE TREATMENT OF CYTOKINE MEDIATED  
INFLAMMATORY CONDITIONS

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
01-21-05	<i>Donna Bartolone</i>
Date	Signature
Donna Bartolone	
Typed or printed name of person signing certificate	

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection for filing in the above-identified application.

- [ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL. 1)	(COL. 2)	(COL. 3)	(COL. 4)	(COL. 5)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	23	MINUS	* 31	0
INDEP	6	MINUS	** 3	3
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

\* not fewer than 20  
\*\* not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$ 25	\$
X \$ 100	\$
+ \$ 180	\$

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$ 50	\$ 0
X \$ 200	\$ 600
+ \$ 360	\$

TOTAL = \$ 600

**Petition for Extension of Time**

- ☐ Applicant hereby petitions to extend the time to respond to the [ ] dated [ ] for [ ] month(s) from [ ] to [ ]. The appropriate fee of \$[ ] is included in the enclosed check.
- ☐ A [ ] month extension of time to respond to the Notice to File Missing Parts dated [ ] was filed on [ ] with payment of a \$[ ] fee
- ☐ Applicant hereby petitions for an additional [ ] month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$[ ] is included in the enclosed check.

**Please charge Deposit Account No. 08-0380 for the following fees:**

- ☐ Petition for [ ] month Extension of Time \$ \_\_\_\_\_
- ☐ Amendment Fee \$ \_\_\_\_\_
- ☐ Other Fees: \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- TOTAL: \$ 0

**A check is enclosed in payment of the following fees:**

- ☐ Petition for [ ] month Extension of Time \$ \_\_\_\_\_
- ☒ Amendment Fee \$ 600
- ☐ Other Fees: \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- \_\_\_\_\_ \$ \_\_\_\_\_
- TOTAL: \$ 600

- ☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

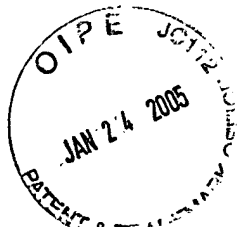
Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Alexander Akhiezer  
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Dated: 1/21/05



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AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on December 15, 2004 in the above-identified application. Reconsideration and further examination are requested.

Please amend the application as follows: